

ORDINANCE NO. 57

AN ORDINANCE GRANTING TO CENTRAL CALIFORNIA TRACTION COMPANY, A CORPORATION; ITS SUCCESSORS IN INTEREST AND ASSIGNS; IN SO FAR AS IT LIES IN THE POWER OF THE CITY OF LODI TO GRANT THE SAME, THE RIGHT, PRIVILEGE, PERMISSION, RIGHT OF WAY AND FRANCHISE TO CONSTRUCT, LAY DOWN, MAINTAIN AND OPERATE FOR THE TERM OF FORTY-SEVEN YEARS A SINGLE SIDE TRACK OR SWITCH OF STANDARD GAUGE, FOR THE TRANSPORTATION OF BOTH FREIGHT AND PASSENGERS FOR HIRE, TOGETHER WITH THE RIGHT, PRIVILEGE, PERMISSION, RIGHT OF WAY AND FRANCHISE TO CONSTRUCT, LAY DOWN, MAINTAIN AND OPERATE SUCH POLES AND OTHER APPLIANCES AND APPARATUS FOR PROPELLING, DRAWING OR RUNNING THEREON CARS FOR THE TRANSPORTATION OF BOTH FREIGHT AND PASSENGERS FOR HIRE, PROPELLED, DRAWN OR RUN BY ELECTRICITY SUPPLIED BY OR TAKEN FROM OVERHEAD OR UNDERGROUND WIRE OR WIRES OR BY ELECTRICITY SUPPLIED OR TAKEN OTHERWISE OR BY WIRE ROPES RUNNING UNDER THE STREETS AND MOVED BY STATIONARY ENGINES OR BY ANY LAWFUL MOTIVE POWER OTHER THAN MOVABLE STEAM ENGINES, HORSES OR MULES, ON, OVER AND ALONG THE STREETS, AVENUES, ALLEYS, LANES, PLACES AND ROUTE IN THE CITY OF LODI, COUNTY OF SAN JOAQUIN, STATE OF CALIFORNIA THE CENTER LINE THEREOF DESCRIBED AS FOLLOWS, TO-WIT:

Beginning at a point; one hundred and sixty-nine and $\frac{6}{10}$ ths (169.6) feet easterly along the center line of the Central California Traction Company's Main line, on Lodi Avenue, from the east line of East Main Street; thence to the left on a curve of one hundred and fifty (150) foot radius, eighty-eight and $\frac{4}{10}$ ths (88.4) feet to a point on a tangent making an angle of thirty-three degrees and fifty-five minutes to the Main line on Lodi Avenue; thence along the said tangent two and $\frac{6}{10}$ ths (2.6) feet; thence on a curve of one hundred and fifty (150) foot radius, to the right eighty-eight and $\frac{61}{100}$ ths (88.61) feet to a point on a tangent one foot north of the south property line of Lodi Avenue, and parallel to it;

thence along said tangent seventy-four (74) feet to the Best end of the Pioneer Fruit Company's Platform.

The Board of Trustees of the City of Lodi do ordain as follows:

Section 1. The right, privilege, permission, right of way and franchise is hereby granted unto CENTRAL CALIFORNIA TRACTION COMPANY, a corporation, its successors in interest and assigns, in so far as it lies within the power of the City of Lodi to grant the same, to use for the term of forty-seven years from the date of the passage of this ordinance, the streets, avenues, alleys, lanes, places and route in the City of Lodi, County of San Joaquin, State of California, hereinafter named and described and to that end the said Central California Traction Company, a corporation, its successors in interest and assigns in so far as it lies within the power of the said City of Lodi to grant the same, is hereby granted the right, privilege permission, right of way and franchise to construct, lay down, maintain and operate and repair for the term of forty-seven years a single side track or switch of standard gauge for the transportation of both freight and passengers for hire, together with the right, privilege, permission, right of way and franchise to construct, lay down, maintain and operate such poles and other appliances and apparatus for propelling drawing or running thereon cars for the transportation of both freight and passengers for hire, propelled, drawn or run by electricity supplied by or taken from overhead or underground wire or wires or by electricity supplied or taken otherwise or by wire ropes running under the streets and mover by stationary engines or by any lawful motive power other than movable steam engines, horses or mules, on, over and along the following streets and avenues, alleys, places, lanes and route in the City of Lodi, County of San Joaquin, State of California, the center line thereof described as follows, to wit:

Beginning at a point, one hundred and sixty-nine and 6/10ths (169.6) feet easterly along the center line of the Central California Traction Company's main line, on Lodi Avenue, from the east line of east main Street; thence to the left on a curve of one hundred and fifty (155) foot radius, eighty-eight and 4/10ths (88.4) feet to a point on a tangent making an angle of thirty-three degrees and fifty-five minutes to the main line on Lodi Avenue; thence along the said tangent two and 6/10ths (2.6) feet; thence on a curve of one hundred and fifty (150) foot radius, to the right eighty-eight and 61/100ths (88.61) feet to a point on a tangent one foot north of the south property line of Lodi Avenue, and parallel to it; thence along said tangent seventy-four (74) feet to the West end of the Pioneer Fruit Company's Platform.

Section 2, The grantee of said franchise and its assigns shall have the right to excavate and remove portions of the street or streets along the route above described, necessary to properly construct said work and to erect all needful apparatus to properly build said side track or switch.

Provided, however, that all poles which may be necessary to be placed in the streets for the proper construction, and maintenance of said line of railroad shall, where streets are eighty (80) feet in width shall be placed 11-1/2 feet from the property line on said streets and where said streets are less than eighty (80) feet in width said poles shall be placed 9-1/2 feet from the property line on said streets.

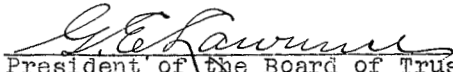
Section 3. The grantee of said franchise or its successors in interest or assigns shall at its own expense pave or repave, macadamize or remacadamize, grade or regrade the entire length of the streets occupied by the tracks and between the rails thereof and two feet on the outside of the same with the same material as may be used for such purposes by the City of Lodi and under the same supervision and specifications and in the same manner as upon the streets and portions of

streets ~~over~~ which the said side track ~~or~~ switch track runs and shall keep the ~~same~~ constantly in repair flush with the streets and with good crossings.

Section 4. This ordinance shall take effect and be in force from and after its final passage and approval.

Section 5. This ordinance shall be published once in the Lodi Sentinel, a newspaper of general circulation, printed and published in the City of Lodi.

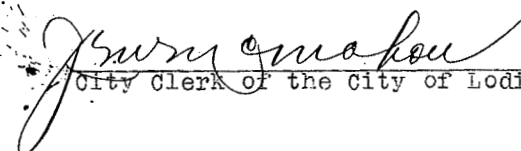
I hereby sign and approve the foregoing ordinance this 4th. day of September, 1910:


President of the Board of Trustees
of the City of Lodi.

I hereby certify that the foregoing ordinance was read and introduced at a meeting of the Board of Trustees of the City of Lodi held on the 19th. day of September, 1910, and that said ordinance was duly passed at a meeting of said Board of Trustees on the 4th. day of October, 1910, by the following vote:

Ayes: President Lawrence, and Trustees Blodgett, Hale, Rich and ~~Villinger~~
Villinger.

Noes: None. Absent: None.


City Clerk of the City of Lodi.

